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M10-3667
2767

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Xybernaut Corporation
Serial No. : 09/976,768
Filing Date : October 12, 2001
For : Core Computer Unit
Examiner/Art Unit : Unknown/2787
Reissue of : U.S. Patent 5,999,952

Hon. Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

This reissue application, SN 09/976,768 filed October 12, 2001, is a request for a reissue of U.S. Patent No. 5,999,952 (SN 09/009,202).

Respectfully submitted,

James J. Ralabate
JAMES J. RALABATE
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5792 Main Street
Williamsville, NY 14221
(716) 634-2280

Date Mailed: DECEMBER 21, 2001
VIA EXPRESS MAIL

PLEASE CHARGE DEPOSIT ACCOUNT NO. 18-0080 FOR ANY ADDITIONAL FEES DUE.





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Hon. Commissioner of Patents and Trademarks
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Sir:

This is in response to the "Reissue Supplement Notice to File Missing Parts of Application", copy enclosed herewith. Please enter the enclosed reissue specification in double-column format as required by 37 CFR.

Please find enclosed herewith the reissue specification in double-column format as required by 37 CFR1.173(a)(1).

It is respectfully requested that this application be afforded Special Status as a reissue application.

Respectfully submitted,


JAMES J. RALABATE
Reg. No. 19,211
5792 Main Street
Williamsville, NY 14221
(716) 634-2280

Date Mailed: December 21, 2001
Express Mail-Certificate attached.

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): **XYBERNAUT CORPORATION**

Docket No.

Serial No.
09/976,768

Filing Date
OCTOBER 12, 2001

Examiner
UNKNOWN

Group Art Unit
2787

Invention: **CORE COMPUTER UNIT**



I hereby certify that this **REISSUE SPECIFICATION**

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on **DECEMBER 21, 2001**

(Date)

JAMES J. RALABATE

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature in cursive script that reads "James J. Ralabate".

(Signature of Person Mailing Correspondence)

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

Core Computer

Application Number:

Attachment to Paper No.:

REISSUE SUPPLEMENT
NOTICE TO FILE MISSING PARTS OF APPLICATION

This Reissue Supplement is an attachment to:

- ☒ "Notice to File Missing Parts of Application" Filing Date Granted
☐ "Notice of Incomplete Application" No filing Date Granted

The item(s) indicated below as missing must be filed within the period for reply set on the attached form to avoid abandonment.

Correction of the following is required to complete the reissue application:

- ☒ 1. The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1).
- ☐ 2. Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees.
- ☐ 3. Consent of the assignee is present, but is unsigned. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided.
- ☐ 4. Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP Sec. 324.
- ☐ 5. Assignee's statement under 37 CFR 3.73(b) is present, but is unsigned. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided.


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Initial Patent Examination Division (703) 308-1202